

MATTHEW RIGHETTI (Cal. State Bar No. 121012)
JOHN GLUGOSKI (Cal. State Bar No. 191551)
MICHAEL RIGHETTI (Cal. State Bar No. 258541)
RIGHETTI GLUGOSKI, P.C.
456 Montgomery Street, Suite 1400
San Francisco, California 94104
Telephone: (415) 983-0900
Facsimile: (415) 397-9005
matt@righettilaw.com
john@righettilaw.com
mike@righettilaw.com

Attorneys for Plaintiff
Gerald Simpson

JEFFREY D. WOHL (Cal. State Bar No. 096838)
JULLIE Z. LAL (Cal. State Bar No. 279067)
W. TUCKER PAGE (Cal. State Bar No. 306728)
PAUL HASTINGS LLP
55 Second Street, 24th Floor
San Francisco, California 94105-3441
Telephone: (415) 856-7000
Facsimile: (415) 856-7100
jeffwohl@paulhastings.com
jullielal@paulhastings.com
tuckerpage@paulhastings.com

Attorneys for Defendant
Rite Aid Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

GERALD SIMPSON,

Plaintiff,

vs.

RITE AID CORPORATION,

Defendant.

No. 3:15-cv-05611-WHA

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING TRIAL AND PRE-
TRIAL CONFERENCE DATES**

Judge: Hon. William H. Alsup

JT. STIP., ORDER CONT'G TRIAL, OTHER DATES

JOINT STIPULATION

Plaintiff Gerald Simpson and defendant Rite Aid Corporation (“Rite Aid”), acting through their counsel of record, hereby stipulate as follows:

1. The Court has set this action and seven similar actions pending before it for trial commencing on April 10, 2017.*

2. At the time that the Court set the *Simpson* action for trial on April 10, 2017, counsel for Rite Aid missed on his calendar that he has a trial expected to last 16 days already scheduled to commence in U.S. District Court in Orange County on March 28, 2017. Counsel for Rite Aid apologizes for missing this conflict when the Court first set the trial date in the *Simpson* action. (The trial in the other case does not take place on Mondays, and therefore it did not show up on counsel’s portable electronic calendar when he looked at April 10, 2017, for the trial date in this action.)

3. After counsel for Rite Aid met and conferred with counsel for plaintiff about this scheduling conflict, counsel for plaintiff graciously agreed to stipulate to a request to this Court that the trial date be continued to May 15, 2017, or such later date as is available to the Court.

4. The parties also request that the pre-trial conference, currently scheduled for April 5, 2017, be continued to five days before the new trial date, and that all dates associated with the pre-trial conference be continued accordingly.

5. Based on the foregoing, the parties respectfully request that the trial in this action be continued to May 15, 2017, or such later date as is available to the Court; that the pre-trial conference be continued to five days before the new trial date; and that all dates associated with the pre-trial conference be continued accordingly.

* The other seven actions are: *Mueller v. Rite Aid Corp.*, No. 4:15-cv-03595-WHA; *Ulrich v. Rite Aid Corp.*, No. 5:15-cv-05103-WHA; *Sawyer v. Rite Aid Corp.*, No. 5:15-cv-05109-WHA; *Provost v. Rite Aid Corp.*, No. 3:15-cv-05280-WHA; *Fredenberg v. Rite Aid Corp.*, No. 3:15-cv-05291-WHA; *Bates v. Rite Aid Corp.*, No. 5:16-cv-00561-WHA; and *Tom v. Rite Aid Corp.*, 3:16-cv-00562-WHA. Because the actions are not related or consolidated, the parties are filing this same stipulation in each of the actions.

1 Dated: April 19, 2016.

MATTHEW RIGHETTI
JOHN GLUGOSKI
MICHAEL RIGHETTI
RIGHETTI GLUGOSKI, P.C.

4 By: /s/ Michael Righetti
Michael Righetti
Attorneys for Plaintiff Gerald Simpson

6 Dated: April 19, 2016.

JEFFREY D. WOHL
JULLIE Z. LAL
W. TUCKER PAGE
PAUL HASTINGS LLP

9 By: /s/ Jeffrey D. Wohl
Jeffrey D. Wohl
Attorneys for Defendant Rite Aid Corporation

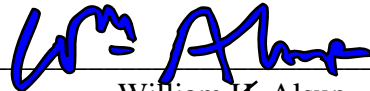
ORDER

On the stipulation of the parties, and good cause appearing therefor,

IT IS ORDERED that the trial of this action be continued to May 15, 2017, commencing at May 3, 2017 7:30 a.m., and that the pre-trial conference be continued to ~~May 10, 2017~~, at 2:00 p.m., with dates associated with the pre-trial conference continued accordingly.

Other than these dates, no other pre-trial dates set by the Court are continued.

Dated: April 20, 2016.



William H. Alsup
United States District Judge